

1
2
3
4
5
6
7 IN THE UNITED STATES DISTRICT COURT
8
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 IN RE RACKABLE SYSTEMS INC.
11 SECURITIES LITIGATION

No. 09-00222 CW

ORDER ON BRIEFING
SCHEDULE AND CASE
MANAGEMENT
CONFERENCE

12 _____/
13
14 The parties stipulated to have Lead Plaintiffs' opposition to
15 Defendants' motion to dismiss be due within thirty-three days from
16 the date of the filing of the motion to dismiss; and Defendants'
17 reply be due within fourteen days from the date of the filing of
18 the opposition. Defendants filed their motion on April 9, 2010 and
19 scheduled it to be heard on June 3, 2010 at 2:00 p.m. Under the
20 parties' stipulation, the Court may be left with only eight days
21 between when the reply is due and the motion is heard. Generally,
22 the Court requires reply briefs to be filed no less than fourteen
23 days before the hearing date. See Civil L.R. 7-3(c). The parties
24 shall meet and confer and stipulate to a briefing schedule and
25 hearing date on which the court is available that allows at least
26 fourteen days between the filing of the reply and the hearing date.
27 The Court vacates the case management conference scheduled for May
28

1 11, 2010. The Court will hold the case management conference on
2 the same date as the hearing on the motion to dismiss.

3
4 IT IS SO ORDERED.

5
6 Dated: 05/06/10

Claudia Wilken

CLAUDIA WILKEN
United States District Judge